

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

HAROLD JOHN MCGURL,

Petitioner

v.

CIVIL ACTION NO. 3:18-CV-2176

COMMONWEALTH OF  
PENNSYLVANIA, *et al.*,

(Judge Caputo)

Respondents

O R D E R

AND NOW, this **23rd** day of **JANUARY 2019**, in accordance with the accompanying memorandum, it is **ORDERED** that:

1. Mr. McGurl's motion to proceed *in forma pauperis* (ECF No. [2](#)) is **GRANTED**.
2. The petition for writ of habeas corpus (ECF No. [1](#)) is **DISMISSED** without prejudice.
3. A certificate of appealability is **DENIED**. [28 U.S.C. 2253\(c\)](#).
4. The Clerk of Court is directed to **CLOSE** this case.

/s/ A. Richard Caputo  
**A. RICHARD CAPUTO**  
**United States District Judge**